

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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NURSAN METALURJI ENDUSTRISI A.S.,

Plaintiff,

Case No.: 07 CIV 7687 (GBD)

-against-

M/V "TORM GERTRUD" her engines, tackle,
boilers, etc. *in rem*, M/V "NEW FLAME" her engines,
tackle, boilers, etc. *in rem*,
A/S DAMPSKIBSSELSKABET TORM, TRANSMAR
SHIPPING CO. S.A., GLADIATOR NAVIGATION S.A.,
in personam,

Defendants.

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NOTICE OF MOTION TO DISMISS AS TO DEFENDANTS
M/V TORM GERTRUD AND A/S DAMPSKIBSSELSKABET TORM

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law and the Declarations of Julian Triay, Anne Mentz Hansen, and James F. Sweeney, and exhibits thereto, filed herein, Defendants A/S DAMPSKIBSSELSKABET TORM ("Torm") and the M/V TORM GERTRUD *in rem*, will move this Honorable Court on the 1st day of February, 2008 at 9:30 a.m. or as soon thereafter as counsel may be heard, for an Order dismissing this action as against Defendants Torm and the M/V TORM GERTRUD *in rem* pursuant to Rule 12(b)(2) of the Federal Rules of Civil Procedure and/or the doctrine of *forum non conveniens*. The said motion will be heard at the United States Courthouse, 500 Pearl Street, New York, New York.

PLEASE TAKE FURTHER NOTICE that, as agreed by and between all the parties, unless otherwise directed by the Court or by further agreement, opposition to said motion shall be served on or before January 18, 2008.

Dated: New York, New York
December 10, 2007

Respectfully submitted,

NICOLETTI HORNIG & SWEENEY
Attorneys for Defendant
A/S DAMPSKIBSSELSKABET TORM

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